

7-1-1002 Notice to person about whom information sought.

- (1)
- (a) If a court order is obtained pursuant to Section 7-1-1001, the governmental entity that obtained the order shall notify the person about whom information is sought that a court order has been obtained:
 - (i) within three days of the day on which service of the order is made upon the financial institution; and
 - (ii) no later than seven days before the day fixed in the order as the day upon which the records are to be produced or examined.
 - (b) The notice required by Subsection (1)(a) shall be accompanied by:
 - (i) a copy of the order that has been served upon the financial institution;
 - (ii) a copy of the motion or application upon which the order is based; and
 - (iii) a statement setting forth the rights of the person under Section 7-1-1003.
- (2)
- (a) The notice shall be sufficient if, on or before the third day after issuance of the order, notice is:
 - (i) served in the manner provided in Rule 4 (d), Utah Rules of Civil Procedure, upon the person entitled to notice; or
 - (ii) mailed by certified or registered mail to the last-known address of the person entitled to notice.
 - (b) Notwithstanding Subsection (2)(a), if the person entitled to notice is deceased or under legal disability, notice shall be served upon or mailed to the last-known address of that person's executor, administrator, guardian, or other fiduciary.

Renumbered and Amended by Chapter 3, 2008 General Session